

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

FRANKLIN VOSTATEK,

:

Petitioner,

: Case No. 2:22-cv-3158

v.

: Chief Judge Algenon L. Marbley

RESIDENTIAL REENTRY MANAGER,  
CINCINNATI OFFICE, FEDERAL  
BUREAU OF PRISONS

: Magistrate Judge Peter B. Silvain, Jr.

Defendant.

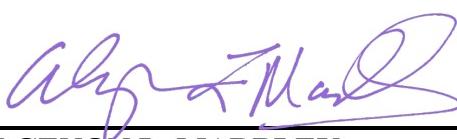
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**ORDER**

On January 12, 2023, the Magistrate Judge issued a Report and Recommendation (“R&R”) (ECF No. 12) recommending that this Court dismiss this action as moot. Petitioner filed this habeas action pursuant to 28 U.S.C. § 2241 seeking application of earned time credits and recalculation of his release date, but Petitioner was released prior to the Magistrate Judge issuing the R&R. (*Id.* at 1–3). The parties were advised of their right to object to the R&R within fourteen days and of the rights they would waive by failing to do so. (*Id.* at 3).

This Court has reviewed the R&R. Noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, this Court **ADOPTS** the R&R (ECF No. 12) and **DISMISSES AS MOOT** Petitioner’s Petition for Writ of Habeas Corpus.

**IT IS SO ORDERED.**

  
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**ALGENON L. MARBLEY**  
**CHIEF UNITED STATES DISTRICT JUDGE**

**DATED: August 11, 2023**